S.B.Cr.Misc. Bail Appl. No.5262/2007
(Moola Ram vs. State of Rajasthan)

Date of order : November 19, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.Vijay Raj Bishnoi, for the petitioner.
Mr.Ashok Upadhyaya, P.P. for the State.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned and the police investigation diary. I have carefully gone through the statement of one of eye-witnesses Bhakhar Ram, who specifically names the petitioner in commission of the crime along with other co-accused.

The allegation against the petitioner is that he caught hold the injured and other co-accused inflicted the injuries and, thereafter, he was dragged to a field. In view of the evidence and the fact that the injured suffered number of injuries including the head injuries as per the injury report and the report of Radiologist, it cannot be said at this stage that the petitioner is not involved in the commission of alleged crime. In the circumstances, therefore, I do not find

it a fit case to grant anticipatory bail to the petitioner.

The bail application filed by the petitioner under section 438 Cr.P.C. is, therefore, dismissed.

(H.R.PANWAR),J.

m.asif/-